THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 14326 OF 2006

DATED 13-07-2006

BETWEEN:

Smt N.Dhanalakshmi

.. Petitioner

The Government of A.P., rep.by its
Secretary, Panchayat Raj Department.

and others

.. Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 14326 OF 2006

ORDER:

Heard the learned counsel on record.

1. The writ petition is filed for a writ of mandamus declaring impugned action of the respondents 2 to 4 in declaring the 5th respondent as elected to the Yerragudipadu MPTC of Kamalapuram Mandal, Kadapa District, while the petitioner as in fact got elected and further action of the respondents in not taking action on the objections submitted by the petitioner and thereby declaring the 5th respondent with one vote margin as elected, while the petitioner in fact got higher votes than the 5th respondent as highly illegal, arbitrary and violative of Article 14 of the Constitution of India and consequently direct the respondents to recount the votes polled in respect of the Yerragudipadu MPTC of Kamalapurammandal, Kadapa District and pass such other suitable orders.

2. It is needless to say that the petitioner is having an effective alternative remedy by way of election petition. Therefore, liberty is given to the petitioner to approach the Election Tribunal, if she is so advised.

3. With the above direction, the writ petition shall stand dismissed. No order as to costs.

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13-07-2006

kvrm